

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

RECEIVED  
MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

JUL 01 2013

## MOTION FOR EXTENSION OF TIME

COMES NOW, OLGA L. TOSCANO, Petitioner-Appellant In the foregoing cause of action who respectfully moves this Honorable Court for an Extension of Time to file required documents pertaining to Application for Certificate of Appealability.

In support of this request Petitioner-Appellant submits the following:

Petitioner-Appellant states that, she needs the additional time past the due date of July 1, 2013 in which to file. Petitioner-Appellant is requesting an additional ninety (20) days in which to prepare and file the documents.

Petitioner-Appellant is proceeding pro se, as such; she is not versed in the protocol of law and requires additional time to access

1           Inmate law library, research, prepare, purchase copy cards from commissary,  
2 copy documents as well as meet mail room time frame for sending legal mail.  
3

4           In addition, as a consequence of proceeding in pro se status without being  
5 able to afford any fees Toscano requests to proceed in forma pauperis. She has to  
6 access certain staff for assistance with parts of this form , who are not consistently  
7 available

8

9           The 1915 form requesting to be allowed to proceed in forma pauperis requires  
10 access to certain financial information and the verification of certain documentation  
11 from them officials at this facility. This raises an additional time frame/ office  
12 hours to meet.

13

14           Petitioner- Appellant submits that the seriousness of the issue of pursuing  
15 relief through the appeals process requires that Petitioner-Appellant-Appellant be  
16 given additional time to meet all requirements to proceed.

17

18           WHEREFORE PREMISES CONSIDERED, Petitioner-Appellant requests  
19 that the court Grant her;

20

21           (a) an extension of ninety (20) days from the date of July 1, 2013, to meet the  
22 requirements for filing for all forms due ;

23

24           (c) any additional relief the court deems just and proper to make.

25

26           Respectfully Submitted,

This 28, day of July, 2013.



Olga L Toscano,  
Petitioner-Appellant,  
pro se  
Fed. Reg. No 28680-112  
FCI Dublin  
Federal Correctional Institution  
5701 8<sup>th</sup> Street-Camp Parks  
Dublin, Ca. 94568

JUL 01 2013

LED \_\_\_\_\_  
DOCKETED \_\_\_\_\_  
DATE \_\_\_\_\_  
INITIAL \_\_\_\_\_

1  
2  
3  
4  
**CERTIFICATE OF SERVICE**  
**CAUSE NO(S): 12-57323**  
5  
6  
7

8 I, OLGA L. TOSCANO, Fed. Reg. No: 28680-112, Petitioner-Appellant in the  
9 foregoing action, do hereby certify that on this 28 day of June, 2013, I have served a true and  
10 correct copy of the following;

11 **MOTION FOR EXTENSION OF TIME TO FILE**  
12

13 Upon all parties involved in the matter, to wit:

14  
15 **Ms. Jeannie M Joseph**  
16 AUSA - Office of US Attorney  
Criminal Division  
17 411 West 4th Street Suite 8000  
Santa Ana, CA 92701-4599

18 with sufficient postage attached thereupon to carry same to its destination,  
19

20 this 28 day of June 2013.

21  
22   
23  
24  
25  
26  
OLGA L. TOSCANO,

Petitioner-Appellant,  
pro se  
Fed. Reg. No 28680-112  
FCI Dublin  
Federal Correctional Institution

5701 8<sup>th</sup> Street-Camp Parks  
Dublin, Ca. 94568